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October 21, 2024

VIA ECF

Hon. Jennifer H. Rearden
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

Hon. Ona T. Wang
United States Magistrate Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

RE: Bradberry v. Abercrombie & Fitch Co., et al., No. 1:23-cv- 9440 (SDNY)

Dear Hon. Judges Rearden and Wang:

The undersigned firms represent Defendants Michael Jeffries, Matthew Smith, The Jeffries Family Office, LLC, and Abercrombie & Fitch Co. (collectively, the “Defendants”), in the above-captioned matter. We jointly and respectfully write to seek a three business-day extension of the deadlines for the Defendants to reply in support of their Motions to Dismiss [ECF Nos. 89, 91, 93 and 95] and the reply in support of Defendants’ Joint Motion to Stay Discovery [DE 97] (collectively, the “Pending Motions”).

Pursuant to Part 2(E) of the Court’s Individual Practices, and without the opposition of Plaintiff, David Bradberry—who takes no position on Defendants’ request—Defendants respectfully request that the deadline for them to reply in support of the Pending Motions be extended by three business days to October 30, 2024.

Defendants’ five replies in support of the Pending Motions are all due the same day, this Friday, October 25, 2024. Plaintiff had the benefit of a preview of the Defendants’ arguments for dismissal for over eight months. *See, e.g.*, January 19 Motions to Dismiss [ECF Nos. 38, 41, 43, and 45]. Plaintiff never responded to the January 19 Motions to Dismiss. Defendants only first saw Plaintiff’s arguments against dismissal on October 18, 2024.

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Defendants request a short extension to finalize their reply briefs in support of their Motions to Dismiss and to coordinate their Joint Reply in Support of the Motion to Stay Discovery.

This is Defendants' first request for an extension of these deadlines. The parties do not have any scheduled appearances before the Court, and the extension would not affect any of the Court's other deadlines or scheduled dates.

We are pleased to answer any questions the Court may have and thank the Court for its attention to this matter.

Respectfully submitted,

**NELSON MULLINS
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